

pursuant to section 901(a), 901(b), or 901b, provided that it is Bulk Cargo.

#### **§ 295.31 Criteria for payment.**

(a) *Submission of voucher.* For contractors operating under more than one MSP Operating Agreement, the contractor may submit a single monthly voucher applicable to all its agreements. Each voucher submission shall include a certification that the vessel(s) for which payment is requested were operated in accordance with § 295.21(d), and consideration shall be given to reductions in amounts payable as set forth in section 295.30. All submissions shall be forwarded to the Director, Office of Accounting, MAR-330 Room 7325, Maritime Administration, 400 Seventh Street S.W., Washington, D.C. 20590. Payments shall be paid and processed under the terms and conditions of the Prompt Payment Act, 31 U.S.C. 3901.

(1) Payments shall be made per vessel, in equal monthly installments, as follows:

FY 1996—\$191,666.66  
FY 1997—\$175,000.00  
FY 1998—\$175,000.00  
FY 1999—\$175,000.00  
FY 2000—\$175,000.00  
FY 2001—\$175,000.00  
FY 2002—\$175,000.00  
FY 2003—\$175,000.00  
FY 2004—\$175,000.00  
FY 2005—\$175,000.00

(2) To the extent that reductions under § 295.30(b) are known, such reductions shall be applied at the time of the current billing. The daily reduction amounts shall be based on the annual amounts in § 295.30(a) of this part divided by 365 days (366 days in leap years) and rounded to the nearest cent. Daily reduction amounts shall be applied as follows:

FY 1996—\$6,284.15  
FY 1997—\$5,753.42  
FY 1998—\$5,753.42  
FY 1999—\$5,753.42  
FY 2000—\$5,737.70  
FY 2001—\$5,753.42  
FY 2002—\$5,753.42  
FY 2003—\$5,753.42  
FY 2004—\$5,737.70  
FY 2005—\$5,753.42

(3) The Maritime Administration may require, for good cause, that a portion not to exceed 10% of the funds payable under this section be withheld until final review of the current billing period is completed.

(4) Amounts owed to MARAD for reductions applicable to a prior billing

period shall be electronically transferred using MARAD's prescribed format, or a check may be forwarded to Maritime Administration, P.O. Box 845133, Dallas, Texas 75284-5133, or the amount owed can be credited to MARAD by offsetting amounts payable in future billing periods.

(b) [Reserved]

#### **Subpart E—Appeals Procedures**

##### **§ 295.40 Administrative determinations.**

(a) *Policy.* A Contractor who disagrees with the findings, interpretations or decisions of the Contracting Officer with respect to the administration of this part may submit an appeal to the Maritime Administrator. Such appeals shall be made in writing to the Maritime Administrator, within 60 days following the date of the document notifying the Contractor of the administrative determination of the Contracting Officer. Such an appeal should be addressed to the Maritime Administrator, Att.: MSP Contract Appeals, Maritime Administration, 400 Seventh St. S.W., Washington, D.C. 20590.

(b) *Process.* The Maritime Administrator may require the person making the request to furnish additional information, or proof of factual allegations, and may order other proceedings appropriate in the circumstances. The decision of the Maritime Administrator shall be final.

Dated: October 10, 1996.

By order of the Maritime Administration.  
Joel C. Richard,  
*Secretary, Maritime Administration.*  
[FR Doc. 96-26502 Filed 10-15-96; 8:45 am]  
BILLING CODE 4910-81-P

#### **DEPARTMENT OF COMMERCE**

##### **National Oceanic and Atmospheric Administration**

##### **50 CFR Part 648**

[Docket No. 960520141-6221-02; I.D. 042696A]

RIN 0648-AH05

##### **Fisheries of the Northeastern United States; Summer Flounder and Scup Fisheries; Amendment 8; Correction**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Correction to final rule.

**SUMMARY:** This document contains corrections to the final rule (I.D. 042696A), which was published Friday, August 23, 1996 (61 FR 43420). The final rule implemented the approved provisions of Amendment 8 to the Fishery Management Plan (FMP) for the Summer Flounder and Scup Fisheries.

**EFFECTIVE DATE:** September 23, 1996.

**FOR FURTHER INFORMATION CONTACT:** Regina L. Spallone, Fishery Policy Analyst, 508-281-9221.

##### **SUPPLEMENTARY INFORMATION:**

##### **Background**

Amendment 8 revised the summer flounder FMP to include management measures for the scup fishery in order to reduce fishing mortality and to allow the stock to rebuild.

##### **Need for Correction**

The final rule that implemented the approved provisions of Amendment 8 to the Fishery Management Plan for the Summer Flounder and Scup Fisheries (61 FR 43420, August 23, 1996) redesignated paragraph (t) of the regulatory text under 50 CFR 648.14 as paragraph (u) and added and reserved a new paragraph (t). Paragraph (t) should not have been redesignated as paragraph (u), because it had already been redesignated in Amendment 7 (61 FR 39909, July 31, 1996), and hence it was also not necessary to add and reserve a new paragraph (t) as a place holder. Therefore, NMFS is correcting amendatory instruction 12 by removing that part of the instruction.

##### **Correction of Publication**

Accordingly, the publication on August 23, 1996, of the final rule (I.D. 042696A), which was the subject of FR Doc. 96-21515, is corrected as follows:

On page 43426 of the regulatory text, in the first column, amendatory instruction 12 is corrected as follows:

“12. In § 648.14, paragraphs (a)(80) through (a)(88), and paragraph (u)(6) are added, and paragraphs (k) and (l) are revised to read as follows:”

Authority: 16 U.S.C. 1801 *et seq.*

Dated: October 9, 1996.

Rolland A. Schmitt, Jr.,  
*Assistant Administrator for Fisheries, National Marine Fisheries Service.*

[FR Doc. 96-26391 Filed 10-15-96; 8:45 am]

BILLING CODE 3510-22-F